IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 22ND AUGUST 2007 / 31ST SRAVANA 1929

WP(C).No. 24777 of 2007(Y)

PETITIONER:

1. ANIL KUMAR.S,
   KAMBANICHIRA HOUSE,
   KUTTANAND PO., ALAPPURAZHA DISTRICT.

2. S.G.SHIBU,
   SHIBU SADANAM,
   KUNNAMKARI P.O., ALAPPUZHA DISTRICT.

3. STANLY JOHN,
   MALAMEL VEEDU,KIZHAKKAN MUTHOOR,
   KUTTAPUZHA, THIRUVALLA.

BY ADV. DR.K.P.SATHEESAN
SRI.K.K.GOPINATHAN NAIR
SRI.M.R.JAYAPRASAD
SRI.K.K.RAJEEV
SRI.P.MOHANDAS (ERNAKULAM)

RESPONDENTS:

1. STATE OF KERALA,
   REPRESENTED BY THE SECRETARY,TAXES DEPARTMENT,
   GOVERNMENT SECRETARIAT,THIRUVANATHAPURAM.

2. THE EXCISE COMMISSIONER,
   COMMISSIONERATE OF EXCISE,
   THIRUVANANTHAPURAM.

3. THE ASSISTANT EXCISE COMMISSIONER,
   PATHANAMTHITTA.

BY G.P. SHRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 22/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C).No.24777 of 2007

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Dated this the 22nd day of August, 2007

J U D G M E N T

Against Ext.P11 order cancelling the petitioners' licence to run toddy shops, they have filed Ext.P12 revision application before the 1st respondent. The petitioners apprehend that during the pendency of the revision petition, the respondents would take steps to re-auction the toddy shops as directed in Ext.P11. The petitioners have produced a copy of the notification as Ext.P13 along with I.A.No.11570/2007.

2. The learned Government Pleader, on instructions, submits that if the petitioners ultimately succeed in the revision petition, the respondents are ready to hand over the toddy shops to the petitioners. In the above circumstances, this writ petition is disposed of with the following directions:

The 1st respondent shall consider and pass orders on Ext.P12 revision application as expeditiously as possible, at any

rate, within six weeks from the date of receipt of a copy of this judgment. The submission of the learned Government Pleader that if the petitioners succeed in the revision petition, the toddy shops would be returned to them is recorded.

Sd/-

sdk+ S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.